

RE: Brown act problem

Subject: RE: Brown act problem

From: "Wayne K. Strumpfer" <wstrumpfer@mycharterlaw.com>

Date: 6/23/20, 1:26 PM

To: [REDACTED], Grace Lee Chang
<gleechang@accelerated.org>

Hi [REDACTED]

Government Code Section 54954.1 states:

Any person may request that a copy of the agenda, or a copy of all the documents constituting the agenda packet, of any meeting of a legislative body be mailed to that person. If requested, the agenda and documents in the agenda packet shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Upon receipt of the written request, the legislative body or its designee shall cause the requested materials to be mailed at the time the agenda is posted pursuant to Section 54954.2 and 54956 or upon distribution to all, or a majority of all, of the members of a legislative body, whichever occurs first. Any request for mailed copies of agendas or agenda packets shall be valid for the calendar year in which it is filed, and must be renewed following January 1 of each year. The legislative body may establish a fee for mailing the agenda or agenda packet, which fee shall not exceed the cost of providing the service. Failure of the requesting person to receive the agenda or agenda packet pursuant to this section shall not constitute grounds for invalidation of the actions of the legislative body taken at the meeting for which the agenda or agenda packet was not received.

This code section relates to any meeting of a legislative body - i.e., The Accelerated Schools Board. There is nothing in the code section that mentions committee meetings. Additionally, we have already had discussion on this - sending you the agenda and materials by mail is not "illegal," but in fact is expressly provided for in this code section.

Thanks,
Wayne

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-----Original Message-----

From:

Sent: Thursday, June 18, 2020 11:24 AM

To: Wayne K. Strumpfer <wstrumpfer@mycharterlaw.com>; Grace Lee Chang

<gleechang@accelerated.org>

Subject: Brown act problem

Good morning, Dr. Strumpfer!

It appears that TAS neglected to send me an agenda for the Finance Committee meeting on Tuesday. I waited till today to ask because, as I'm sure you're both aware and pleased by, your illegally mailed agendas often don't appear until long after the meeting is past.

Please advise,